

STATE OF CALIFORNIA  
WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT 20419

Application 25435 of Crestline-Lake Arrowhead Water Agency (See below)  
24116 Crest Forest Drive, Crestline, CA 92325

filed on July 19, 1977, has been approved by the State Water Resources Control Board SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Source:

Tributary to:

Houston Creek

East Fork of West Fork Mojave River

2. Location of point of diversion:

40-acre subdivision  
of public land survey  
or projection thereof

Section

Town-  
Ship

Range

Base  
and  
Meridian

SOUTH 16°30'WEST 2,600 FEET FROM NE CORNER OF SECTION 32

SE<sub>4</sub> OF NE<sub>4</sub>

32

3N

4W

SB

County of San Bernardino

3. Purpose of use:

4. Place of use:

Section

Town-  
Ship

Range

Base  
and  
Meridian

Acre

SERVICE AREA OF THE CRESTLINE  
LAKE ARROWHEAD WATER AGENCY

MUNICIPAL

AS SHOWN ON MAP ON FILE WITH  
THE STATE WATER RESOURCES  
CONTROL BOARD

The place of use is shown on map on file with the State Water Resources Control Board.

5. The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 2.59 cubic feet per second by direct diversion to be diverted from January 1 to December 31 of each year and 1,000 acre-feet per annum by storage to be collected from November 1 of each year to May 31 of the succeeding year. The total amount of water to be taken from the source shall not exceed 1,000 acre-feet per water year of October 1 to September 30.

(0000005)

This permit does not authorize collection of water to storage outside of the specified season to offset evaporation and seepage losses or for any other purpose.

(0000051)

6. The amount authorized for appropriation may be reduced in the license if investigation warrants.

(0000006)

7. Construction work shall begin within two years of the date of this permit and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted, this permit may be revoked.

(0000007)

8. Construction work shall be completed by December 31, 1993.

(0000008)

9. Complete application of the water to the authorized use shall be made by December 31, 1994.

(0000009)

10. Progress reports shall be submitted promptly by permittee when requested by the State Water Resources Control Board until license is issued.

(0000010)

11. Permittee shall allow representatives of the State Water Resources Control Board and other parties as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with the terms of this permit.

(0000011)

12. Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

(0000012)

13. The quantity of water diverted under this permit and under any license issued pursuant thereto is subject to modification by the State Water Resources Control Board if, after notice to the permittee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges.

(0000013)

14. This permit shall not be construed as conferring upon the permittee right of access to the point of diversion.

(0000022)

15. This permit shall be subject to and permittee shall comply with an agreement between permittee and State of California Department of Water Resources executed on May 9, 1989 (Silverwood Lake Storage Agreement) and as it may be amended and filed with the State Water Resources Control Board:

Inclusion in this permit of certain provisions of the referenced agreement shall not be construed as disapproval of other provisions of the agreement or as affecting the enforceability, as between the parties, of such other provisions insofar as they are not inconsistent with the terms of this permit.

(0000024)

16. Permittee shall consult with the Division of Water Rights and develop and implement a water conservation plan or actions. The proposed plan or actions shall be presented to the State Water Resources Control Board for approval within one year from the date of this permit or such further time as may, for good cause shown, be allowed by the Board. A progress report on the development of a water conservation program may be required by the Board at any time within this period. All cost-effective measures identified in the water conservation program shall be implemented in accordance with the schedule for implementation found therein.

(000029B)

17. Within six (6) months of the date of issuance of this permit, permittee shall submit a plan for monitoring the return flows of water diverted from Silverwood Lake to the Chief of the Division of Water Rights.

(0490700)

18. Upon a finding that the return flow monitoring plan is adequate by the Chief of Division of Water Rights, the plan is incorporated by reference as a condition of this permit.

(0490300)

19. After approval of the return flow monitoring plan, modifications of the plan may be made by the permittee after written notice of the proposed modification is received by the Chief of the Division of Water Rights and the Chief of the Division of Water Rights responds with a written finding of no objection.

(0340300)

20. Permittee may only divert an amount of Houston Creek water stored in Silverwood Lake each year which does not exceed the amount of the return flows for that year, up to the maximum of 1,302 acre-feet authorized to be appropriated annually under this permit and the permit issued for Application 25511.

(0360300)

21. Permittee may divert a maximum of 3.37 cfs under this permit and the permit issued for Application 25511 by direct diversion or the natural flow of Houston Creek as measured at gage 10260650 located downstream of Lake Gregory Dam on Houston Creek and adjusted pursuant to the Silverwood Lake Storage Agreement, whichever is less.

(0430900)

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22. This permit is specifically subject to the prior right claimed by Rancho Las Flores.

(000T001)

**This permit is issued and permittee takes it subject to the following provisions of the Water Code:**

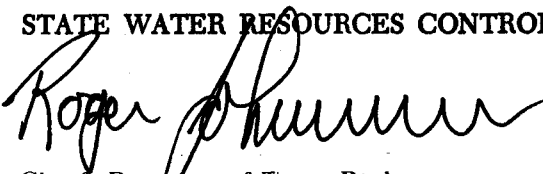
Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: JANUARY 30 1990

STATE WATER RESOURCES CONTROL BOARD

  
for Chief, Division of Water Rights